

**CITY OF CORAL GABLES, FLORIDA**

**RESOLUTION NO. 2023-**

A RESOLUTION OF THE CITY COMMISSION APPOINTING MEMBERS OF THE CANVASSING BOARD FOR THE UPCOMING GENERAL BIENNIAL ELECTION OF TUESDAY, APRIL 11, 2023 AND ANY SUBSEQUENT RUN-OFF ELECTION, THE HONORABLE CARLOS GAMEZ, COUNTY COURT JUDGE, 11<sup>TH</sup> JUDICIAL CIRCUIT; THE HONORABLE CARLOS GUZMAN, CIRCUIT COURT JUDGE, 11<sup>TH</sup> JUDICIAL CIRCUIT; THE HONORABLE CRISTINA RIVERA CORREA (ALTERNATE), COUNTY COURT JUDGE, 11<sup>TH</sup> JUDICIAL CIRCUIT; AND CITY CLERK BILLY Y. URQUIA, FOR THE PURPOSE OF CANVASSING ABSENTEE AND PROVISIONAL BALLOTS AND PRECINCT RETURNS, FURTHER AUTHORIZING SAID BOARD TO CERTIFY THE RESULTS OF SAID ELECTION.

**WHEREAS**, on April 11, 2023, the City shall hold an election for mayor and two open commission seats, and in accordance with Section 18-2(c) of the Coral Gables City Code, a Canvassing Board must be appointed to canvass absentee ballots for said election; and

**WHEREAS**, Section 18-2(c) states in part that the Canvassing Board “shall include two members of the City Commission who are not candidates with opposition in the election being canvassed;” and

**WHEREAS**, in accordance with Section 18-2(c), in the event that any member of the Canvassing Board specified in the City Code, is unable to serve on the Board of Canvassers, then the City Commission shall appoint a qualified elector of the City as a substitute member who is not a candidate with opposition in the election being canvassed, and who is not an active participant in the campaign or candidacy of any candidate with opposition in the election being canvassed; and

**WHEREAS**, the current members of the City Commission who would have otherwise been eligible to serve on the Canvassing Board, cannot do so due to anticipated participation in the campaign(s) or candidacy of candidates with opposition; and

**WHEREAS**, in recent history the City has appointed members of the judiciary to serve on the Canvassing Board emulating the requirements in Florida Statutes § 102.141, which governs certain County canvassing boards; and

**WHEREAS**, the City Commission desires to appoint the Honorable Carlos Gamez, County Court Judge, 11<sup>th</sup> Judicial Circuit; the Honorable Carlos Guzman, Circuit Court

Judge, 11th Judicial Circuit; the Honorable Cristina Rivera Correa (Alternate), County Court Judge, 11<sup>th</sup> Judicial Circuit; and City Clerk, Billy Y. Urquia for the purpose of canvassing the vote-by-mail ballot and provisional ballot returns for the General Biennial Election of Tuesday, April 11, 2023 and any run-off election which may ensue.

**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COMMISSION OF CORAL GABLES THAT:**

**SECTION 1.** The foregoing “Whereas” clauses are hereby ratified and confirmed as being true and correct and are hereby made a specific part of this Resolution upon adoption hereof.

**SECTION 2.** That the City Commission does hereby appoint the Honorable Carlos Gamez, County Court Judge, 11<sup>th</sup> Judicial Circuit; the Honorable Carlos Guzman, Circuit Court Judge, 11th Judicial Circuit and the Honorable Cristina Rivera Correa (Alternate), County Court Judge, 11<sup>th</sup> Judicial Circuit to serve on the Canvassing Board along with City Clerk Billy Y. Urquia, for the purpose of canvassing the Absentee and Provisional Ballot Returns for the General Biennial Election of Tuesday, April 11, 2023 and any run-off election which may ensue.

**SECTION 3.** That at the conclusion of the tabulation of the election returns, the Canvassing Board herein appointed is hereby authorized to certify the results of said election.

**SECTION 4.** That this Resolution shall become effective upon the date of its passage and adoption herein.

PASSED AND ADOPTED THIS FOURTEENTH DAY OF FEBRUARY, A.D., 2023.

(Moved: / Seconded: )

(Yeas: )

( :Vote)

(Agenda Item: )

APPROVED:

VINCE LAGO  
MAYOR

ATTEST:

BILLY Y. URQUIA  
CITY CLERK

APPROVED AS TO FORM

AND LEGAL  
SUFFICIENCY:

CRISTINA M. SUÁREZ  
CITY ATTORNEY